



Municipality of Metropolitan Seattle

Exchange Building • 821 Second Ave. • Seattle, WA 98104-1598

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Leonard Compher
Pioneer Construction
Materials Company
5975 East Marginal Way S.
Seattle, WA 98134

Dear Mr. Compher:

Attached is a Final Notice of Pending Penalty for your company's failure to file the required monthly self-monitoring report which was due on March 15, 1987. Your company was reminded of this reporting requirement by the Municipality of Metropolitan Seattle (Metro) on March 18, 1987 by Bruce Burrow.

All correspondence or questions related to this Notice should be directed to me at 821 Second Avenue, MS LAB, Seattle, Washington 98104, or I can be contacted at 684-2341.

Very truly yours,

Douglas A. Hilderbrand
Industrial Waste Supervisor
Environmental Laboratories

DAH/mw
Enclosure

cc: Mr. John Bernard, City of Seattle
Mr. Gary Brugger, Dept. of Ecology
Mr. Gordon Gabrielson, Metro
Mr. Dick Mattsen, Metro

Not sent - report received

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METRO

Municipality of Metropolitan Seattle

Exchange Bldg. • 821 Second Ave., Seattle, Washington 98104

IN THE MATTER OF THE FINAL)	FINAL NOTICE
NOTICE TO FILE A MANDATORY)	OF PENDING PENALTY
REPORT AGAINST PIONEER)	
CONSTRUCTION MATERIALS COMPANY)	

To: Mr. Leonard Compher
Pioneer Construction Materials Company
5975 East Marginal Way South
Seattle, Washington 98134

Notice is hereby given that if you fail to file the required monthly self-monitoring report which was due from your company on March 15, 1987 within five (5) business days of the receipt of this Notice, you shall incur a penalty of one hundred (\$100) dollars for each succeeding work day (Monday through Friday) until said report is filed with the Municipality of Metropolitan Seattle (Metro).

The basis of this Final Notice is that Paragraph 10-01.02 of Metro Resolution 3374 specifies "A violation will be considered to have occurred if special reporting requirements established by permit and Section 5 of this resolution, written request of the Executive Director or his authorized representatives, or as specified by the general federal pretreatment standards (40 CFR 403.12) are not complied with." Penalties for reporting violations are provided by Section 13 of Metro Resolution 3374.

You may avoid all penalties proposed by this action by filing the past due report within five (5) business days of your receipt of this Notice. An appeal of any subsequent penalties to the Metro Council is available by following the procedures described in Section 12 of Metro Resolution 3374 (attached). Please make payment of any penalties incurred by this action to the Municipality of Metropolitan Seattle.

DATED at Seattle, Washington

Douglas A. Hilderbrand
Industrial Waste Supervisor
Environmental Laboratories

RESOLUTION NO. 3374

Section 12

APPEAL TO THE METROPOLITAN COUNCIL

Any person feeling himself aggrieved by any decision or action of the Executive Director made or taken pursuant to this resolution may appeal to the Metropolitan Council by filing written notice of appeal with the Clerk of the Council within ten (10) days following notification of such decision or action. Such notice of appeal shall set forth in reasonable detail the action or decision appealed from and the appellant's grounds for reversal or modification thereof. Within twenty-one (21) days following the receipt of such notice, the Clerk of Council will place the appeal on the agenda of the Water Quality Committee of the Metropolitan Council. The Water Quality Committee may refer the appeal to the Industrial Waste Board of Review, which in turn, shall set a time for a hearing upon such appeal which shall be no more than thirty (30) days following the date of referral to the Board unless a further time extension is granted by the Board, or the Water Quality Committee may refer the appeal to the full Council for a hearing. The Council may reject the appeal or the Council shall set a time for Council hearing upon such appeal which shall be no more than thirty (30) days following the date of referral of such Notice of Appeal to the Council unless a further time extension is granted by action of the Council. The Council may designate the Water Quality Committee or another appointed subcommittee of Council members to serve as the hearing body.

If the appeal is referred to the Industrial Waste Board of Review, the written recommendation of the Board shall be filed with the Clerk of the Council within four (4) days after the Board hearing. The Council may hold a hearing on the recommendation of the Board or hearing body with twenty-one (21) days following the filing of the recommendations. The action of the Council upon such appeal shall be conclusive, subject to appeal to the State Pollution Control Hearings Board or the Superior Court of King County in the manner prescribed by law. The filing of such appeals shall not stay enforcement of the action of the Council or Executive Director.

At least three (3) days notice of the time and place of any hearing held pursuant to this section shall be given to the person aggrieved, unless such notice shall be waived by such person in writing.